

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 5-29-03.

I. DISPUTE

Whether there should be reimbursement for CPT codes: 97110, 97265, 97530, 99213, and 97250.

II. FINDINGS

Dates of service prior to 5-29-02 were submitted untimely per above referenced Rule and will not be considered in this decision.

III. RATIONALE

Neither party submitted EOBs to support services identified as "No EOB"; therefore, they will be reviewed in accordance with *Medical Fee Guideline*.

DOS	CPT CODE	Billed	Paid	EOB Denial Code	MARS (Maximum Allowable Reimbursement)	Reference	Rationale
5-30-02	97110 (X2)	\$100.00	\$0.00	No EOB	\$35.00 / 15 min	Medicine GR (I)(A)(9)(b)	SOAP note does not support 1 to 1 supervision per MFG, no reimbursement is recommended.
	97265	\$55.00	\$0.00	No EOB	\$43.00	CPT Code Descriptor	SOAP note does not support billed service per MFG, no reimbursement is recommended.
	97530 (X2)	\$100.00	\$0.00	No EOB	\$35.00 / 15 min		
	97250	\$55.00	\$0.00	No EOB	\$43.00		
5-30-02 7-12-02 8-7-02 8-13-02	99213	\$55.00	\$0.00	No EOB	\$48.00	Evaluation & Management GR (VI)	SOAP note supports delivery of service, reimbursement of 5 dates X \$48.00 = \$240.00
TOTAL							The requestor is entitled to reimbursement of \$240.00.

IV. DECISION & ORDER

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor **is** entitled to reimbursement for CPT code (99213) in the amount of **\$ 240.00**. Pursuant to Sections 402.042, 413.016, 413.031, and 413.019 the Division hereby ORDERS the Respondent to remit **\$240.00** plus all accrued interest due at the time of payment to the Requestor within 20 days receipt of this Order.

The above Findings, Decision and Order are hereby issued this 25th day of March 2004.

Elizabeth Pickle
Medical Dispute Resolution Officer
Medical Review Division